IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR. JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 10373 of 2004

Between:

Smt. R. Tulija Bai, W/o. Late R. Baburao, aged 75 years,
R/o. 3-5-141/E2/A, situated at Eden Garden, Hyderabad.

.... PETITIONER

AND

1 The A.P. Co.op. Tribunal, Chandravihar Complex, Nampally, Hyderabad.
2 The Vasavi Co.op. Urban Bank Ltd rep,by its Chief Executive Officer, Malaket Branch, Hyderbad.
3 The Deputy Registrar of Co.op. Societies/ Officer on Spcial Duty, The Vasavi Co.op. Urban Bank Ltd.,Malakpet, Hyderabad.
4 Smt. Zakia Fathima, W/o. Sri Mohid Ali, Khan, aged 45 years,household, R/o. Hyderabad.
5 Rahul Ratilal Shah, S/o. R.K. Shah, aged 48 years,Business,
R/o. Hanuman Takdi, Hyderabad

(Respondents 4 and 5 are not necessary parties to this Writ Petition.)

.....RESPONDENTS.

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or Direction in the nature of Certiorari or otherwise calling for records in C.T.A. No. 24/2004 and declare that the order dated 4-6-2004 of the Honourable Cooperative Tribunal, Hyderabad in I.A.S.R.No. 2953/04 in I.A.No.148 of 2004 in C.T.A.No. 24 of 2004 as illegal, harsh, arbitrary and against settled principles of law and as such set aside the same by allowing the extension of time. Honourable Court deems fit and proper in the circumstances of the case.

For the Petitioner:MR.BALRAJ BHODANKAR

For the Respondents 1 to 3 : GP FOR COOPERATION

For the Respondents 4 and 5: MR.S.ASHOK ANANDKUMAR

The Court made the following Order:

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This writ petition is filed by the petitioner aggrieved by the order of the Tribunal in not granting extension of time for complying the order of the Tribunal in which the petitioner was directed to deposit a sum of Rs.6,00,000/- towards third installment by way of interim order, dated 1st March,2004. As the petitioner could not deposit the amount within the time stipulated, though he has already deposited two installments and therefore, the petitioner sought for extension of time for depositing the third installment. The Tribunal declined to grant any extension. Therefore, the petitioner has come up with the present writ petition.

2. This Court while entertaining the writ petition directed the petitioner to deposit the outstanding installment and today it is represented by the learned counsel for the petitioner that the third instalment has also been deposited with the respondent bank on
26-06-2004.

3. In view of the payment of all the three installments, as directed by the Tribunal, the interim order of stay granted by the Tribunal shall continue, pending disposal of the appeal by the Tribunal. The Tribunal is further directed to dispose of the appeal expeditiously preferably within a period of three months from the date of receipt of the copy of this order.

28-06-2004

Dvs

ASSISTANT REGISTRAR

// TRUE COPY//

SECTION OFFICER

To

1. The A.P.Co.Op.Tribunal, Chandravihar Complex, Nampally,Hyderabad.
2. Two CCs for G.P. for Cooperation, A.P. High Court,
   Hyderabad (OUT).
3. Two CD Copies .

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